

12-10-01

11/09/01

PTO/SB/05 (08-00)
Approved for use through 10/31/2000. OMB 0651-0032
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UTILITY
PATENT APPLICATION
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

03678.0023.CNUS03

First Inventor

Benjamin R. YERXA

Title

Method of Treating Dry Eye Disease
With Purinergic Receptor Agonists

Express Mail

EL615209922US

APPLICATION ELEMENTS

See MPEP Chapter 600 concerning utility patent application contents.

☒ Fee Transmittal Form (PTO/SB/17)
(Submit an original, and a duplicate for fee processing)

☐ Applicant claims small entity status.
See 37 CFR 1.27.

☒ Specification [Total Pages 30]
(preferred arrangement set forth below)
-Descriptive title of the invention
-Cross reference to Related Applications
-Statement Regarding Fed Sponsored R & D
-Reference to sequence listing, a table,
or a computer program listing appendix
-Background of the invention
-Brief Summary of the invention
-Detailed Description
-Claim(s)
-Abstract of the Disclosure

☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 2]

☒ Oath or Declaration [Total Pages 4]

☐ Newly executed (original or copy)

☒ Copy from a prior application (37 CFR 1.63 (d))
(for continuational divisional with Box 17 completed)

☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR
1.63(d)(2) and 1.33(b).

☐ Application Data Sheet. See 37 CFR 1.76

☐ CD-ROM or CD-R in duplicate, large table or
Computer Program (Appendix)

☐ Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)

☐ Computer Readable Form (CRF)

Specification Sequence Listing on:

☐ CD-ROM or CD-R (2 copies); or
☐ paper

☐ Statements verifying identity of above copies

ADDRESS TO:

Commissioner for Patents
Box Patent Application
Washington, DC 20231

ACCOMPANYING APPLICATION PARTS

☐ Assignment papers (cover sheet & document(s))

☐ 37 CFR 3.73(b) Statement ☐ Power of
(when there is an assignee) Attorney

☐ English Translation Document (if applicable)

☐ Information disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449 Citations

☐ Preliminary Amendment

☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)

☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)

☐ Other:

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an
Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09/171,169, filed October 14, 1998

Prior application information: Examiner H. Owens, Jr. Group I Art Unit: 1623

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under
Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.
The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label

27194

 or ☒ Correspondence address below

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NAME (Print/Type)

Albert P. Halluin

Registration No. (Attorney/Agent)

25,227

Signature

Date

Nov. 9, 2001

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**FEE TRANSMITTAL
for FY 2001**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)**820.00****Complete if Known**

Application Number	Not Yet Assigned
Filing Date	Herewith
First Named Inventor	Benjamin R. YERXA
Examiner Name	Not Yet Assigned
Group Art Unit	Not Yet Assigned
Attorney Docket No.	03678.0023.CNUS03

METHOD OF PAYMENT

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Acct. No. **08-3038**Deposit
Account
Name **Howrey Simon Arnold & White, LLP**

- ☒
- Charge Any Additional Fee Required
-
- Under 37 CFR 1.16 and 1.17
-
- ☐
- Applicant claims small entity status.
-
- See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:**

☒ Check ☐ Credit card ☐ Money
Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	740.00
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$)**740.00****2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
12	-20** = 0	0	0
Independent Claims	4	- 3** = 1	84
Multiple Dependent		0	0

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	44	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)**84.00**

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Fee	Entity Fee	Small Fee	Entity Fee	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**SUBMITTED BY**

Name (Print/Type) Albert P. Halluin, Viola T. Kung

Registration No.
(Attorney/Agent) 25,227, 41,131**Complete (if applicable)**

Telephone 650-463-8109

Signature 

Date Nov. 9, 2001

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Benjamin R. YERXA, *et al.*

Appl. No. Not Yet Assigned

Filed: Herewith

For: **METHOD OF TREATING DRY EYE
DISEASE WITH PURINERGIC
RECEPTOR AGONISTS**

Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

Atty. Docket: 03678.0023.CNUS03

BOX PATENT APPLICATION

Commissioner for Patents

Washington, D.C. 20231

Express Mail Certificate

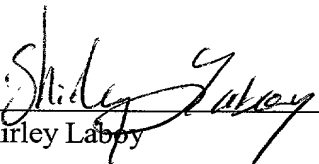
"Express Mail" label number **EL615209922US**

Date of Deposit November 9, 2001

I hereby certify that the following **attached** paper and fee

1. Utility Application for Patent Transmittal (1 page);
2. Fee Transmittal (1 page);
3. Patent Application Cover Sheet (1 page);
4. Patent Application (specification 23 pages; claims 6 pages; abstract 1 page);
5. Copy of Combined Declaration and Power of Attorney as previously filed (4 pages);
6. 2 Sheets of formal drawings;
7. Check in the amount of \$820.00; and
8. Return receipt postcard.

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents and Trademarks, Washington, D.C. 20231, or to the Commissioner for Patents, at the same address.


Shirley Laboy